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(Original Signature of Member)

116TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To amend title 31, United States Code, to provide for automatic continuing appropriations, to prohibit the use of funds for the official travel of Members of Congress and executive branch employees and other activities during any period in which such automatic continuing appropriations are in effect, to withhold the pay of Members of Congress during any period in which such automatic continuing appropriations are in effect, and for other purposes.

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**IN THE HOUSE OF REPRESENTATIVES**

Ms. HOULAHAN introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To amend title 31, United States Code, to provide for automatic continuing appropriations, to prohibit the use of funds for the official travel of Members of Congress and executive branch employees and other activities during any period in which such automatic continuing appropriations are in effect, to withhold the pay of Members of Congress during any period in which such automatic continuing appropriations are in effect, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “The Shutdown to End  
5       All Shutdowns Act”.

6       **SEC. 2. AUTOMATIC CONTINUING APPROPRIATIONS.**

7       (a) IN GENERAL.—Chapter 13 of title 31, United  
8       States Code, is amended by inserting after section 1310  
9       the following new section:

10      **“SEC. 1311. CONTINUING APPROPRIATIONS.**

11      “(a)(1) If any appropriation measure for a fiscal year  
12      is not enacted before the beginning of such fiscal year or  
13      a joint resolution making continuing appropriations is not  
14      in effect, there are appropriated such sums as may be nec-  
15      essary to continue any program, project, or activity for  
16      which funds were provided in the preceding fiscal year—

17              “(A) in the corresponding appropriation Act for  
18      such preceding fiscal year; or

19              “(B) if the corresponding appropriation bill for  
20      such preceding fiscal year did not become law, then  
21      in a joint resolution making continuing appropria-  
22      tions for such preceding fiscal year.

23      “(2)(A) Appropriations and funds made available,  
24      and authority granted, for a program, project, or activity

1 for any fiscal year pursuant to this section shall be at a  
2 rate of operations not in excess of the lower of—

3 “(i) 100 percent of the rate of operations pro-  
4 vided for in the regular appropriation Act providing  
5 for such program, project, or activity for the pre-  
6 ceding fiscal year;

7 “(ii) in the absence of such an Act, 100 percent  
8 of the rate of operations provided for such program,  
9 project, or activity pursuant to a joint resolution  
10 making continuing appropriations for such preceding  
11 fiscal year; or

12 “(iii) 100 percent of the annualized rate of op-  
13 erations provided for in the most recently enacted  
14 joint resolution making continuing appropriations  
15 for part of that fiscal year or any funding levels es-  
16 tablished under the provisions of this Act.

17 “(B) If this section is in effect at the end of a fiscal  
18 year, funding levels shall continue as provided in this sec-  
19 tion for the next fiscal year.

20 “(3) Appropriations and funds made available, and  
21 authority granted, for any fiscal year pursuant to this sec-  
22 tion for a program, project, or activity shall be available  
23 for the period beginning with the first day of a lapse in  
24 appropriations and ending with the date on which the ap-  
25 plicable regular appropriation bill for such fiscal year be-

1 comes law (whether or not such law provides for such pro-  
2 gram, project, or activity) or a continuing resolution mak-  
3 ing appropriations becomes law, as the case may be.

4 “(b) An appropriation or funds made available, or au-  
5 thority granted, for a program, project, or activity for any  
6 fiscal year pursuant to this section shall be subject to the  
7 terms and conditions imposed with respect to the appro-  
8 priation made or funds made available for the preceding  
9 fiscal year, or authority granted for such program, project,  
10 or activity under current law.

11 “(c) Expenditures made for a program, project, or  
12 activity for any fiscal year pursuant to this section shall  
13 be charged to the applicable appropriation, fund, or au-  
14 thorization whenever a regular appropriation bill or a joint  
15 resolution making continuing appropriations until the end  
16 of a fiscal year providing for such program, project, or  
17 activity for such period becomes law.

18 “(d) This section shall not apply to a program,  
19 project, or activity during a fiscal year if any other provi-  
20 sion of law (other than an authorization of appropria-  
21 tions)—

22 “(1) makes an appropriation, makes funds  
23 available, or grants authority for such program,  
24 project, or activity to continue for such period; or

1           “(2) specifically provides that no appropriation  
2           shall be made, no funds shall be made available, or  
3           no authority shall be granted for such program,  
4           project, or activity to continue for such period.”.

5           (b) CLERICAL AMENDMENT.—The table of sections  
6           of chapter 13 of title 31, United States Code, is amended  
7           by inserting after the item relating to section 1310 the  
8           following new item:

          “1311. Continuing appropriations.”.

9           (c) EFFECTIVE DATE.—The amendments made by  
10          this section shall apply with respect to fiscal year 2020  
11          and each succeeding fiscal year.

12   **SEC. 3. PROHIBITING USE OF FUNDS FOR CERTAIN GOV-**  
13                   **ERNMENT ACTIVITIES WHILE AUTOMATIC**  
14                   **CONTINUING APPROPRIATIONS ARE IN EF-**  
15                   **FECT.**

16          (a) PROHIBITION.—During the period described in  
17          subsection (c), no appropriated funds, including official  
18          funds of the House of Representatives, official funds of  
19          the Senate, or funds available under any Federal law, rule,  
20          or regulation, may be used to pay for the costs of any  
21          of the following:

22               (1) TRAVEL BY MEMBERS OF CONGRESS.—  
23          Travel by a Member of Congress (except as provided  
24          in paragraph (1) of subsection (b)).

1           (2) TRAVEL BY EXECUTIVE BRANCH EMPLOY-  
2           EES.—Travel by an employee of an executive agency  
3           (except as provided in paragraph (2) of subsection  
4           (b)).

5           (3) BONUSES AND OTHER PAY INCENTIVES.—  
6           Payments to covered political appointees for reloca-  
7           tion expenses or allowances, differentials, bonuses,  
8           awards, or other similar cash payments under title  
9           5, United States Code, or any other provision of law.

10          (4) RECEPTION AND REPRESENTATION EX-  
11          PENSES.—Official reception and representation ex-  
12          penses.

13          (5) EXERCISE FACILITIES AND GOLF  
14          COURSES.—The operation of an exercise facility or  
15          golf course.

16          (b) EXCEPTIONS.—

17               (1) TRAVEL BY MEMBERS TO WASHINGTON  
18               METROPOLITAN AREA.—Subsection (a) does not  
19               apply with respect to travel by a Member of Con-  
20               gress to the Washington Metropolitan Area.

21               (2) WAIVERS IN CASE OF EMERGENCY OR  
22               THREATS TO SECURITY.—The head of an executive  
23               agency may waive the application of subsection (a)  
24               to travel by an employee of the agency if the head  
25               of the agency determines that travel by the employee

1 is necessary to respond to a threat to national secu-  
2 rity, a significant law enforcement event, or a nat-  
3 ural disaster or other similar emergency.

4 (c) PERIOD DESCRIBED.—The period described in  
5 this paragraph is the period that—

6 (1) begins on the 31st consecutive day on which  
7 appropriations and funds are made available pursu-  
8 ant to section 1311 of title 31, United States Code  
9 (as added by section 2(a)); and

10 (2) ends on the date on which appropriations  
11 and funds are no longer made available pursuant to  
12 section 1311 of such title.

13 (d) DEFINITIONS.—In this section, the following defi-  
14 nitions apply:

15 (1) The term “covered political appointee”  
16 means any full-time, noncareer Presidential or Vice-  
17 Presidential appointee, noncareer appointee in the  
18 Senior Executive Service (or other SES-type sys-  
19 tem), or appointee to a position that has been ex-  
20 cepted from the competitive service by reason of  
21 being of a confidential or policymaking character  
22 (Schedule C and other positions excepted under com-  
23 parable criteria) in an executive agency, but does not  
24 include any individual appointed as a member of the

1 Senior Foreign Service or solely as a uniformed serv-  
2 ice commissioned officer.

3 (2) The term “executive agency” has the mean-  
4 ing given that term in section 105 of title 5, United  
5 States Code, and includes the Executive Office of  
6 the President, the United States Postal Service, and  
7 Postal Regulatory Commission, but does not include  
8 the Government Accountability Office.

9 (3) The term “Washington Metropolitan Area”  
10 means the District of Columbia, the Counties of  
11 Montgomery and Prince Georges in Maryland, and  
12 the Counties of Arlington, Fairfax, Loudon, and  
13 Prince William and the Cities of Alexandria and  
14 Falls Church in Virginia.

15 **SEC. 4. PROHIBITING PAYING MEMBERS OF CONGRESS**  
16 **WHILE AUTOMATIC CONTINUING APPRO-**  
17 **PRIATIONS ARE IN EFFECT.**

18 (a) RULE FOR ONE HUNDRED SIXTEENTH CON-  
19 GRESS.—

20 (1) HOLDING SALARIES IN ESCROW.—If a pay  
21 period occurs during the One Hundred Sixteenth  
22 Congress during the period described in paragraph  
23 (2), the payroll administrator of each House of Con-  
24 gress shall—



1 (A) deposit in an escrow account and ex-  
2 clude from the payments otherwise required to  
3 be made with respect to that pay period for the  
4 compensation of each Member of Congress who  
5 serves in that House of Congress an amount  
6 equal to the product of—

7 (i) the daily rate of pay of the Mem-  
8 ber under section 601(a) of the Legislative  
9 Reorganization Act of 1946 (2 U.S.C.  
10 4501); and

11 (ii) the number of 24-hour periods  
12 during the pay period; and

13 (B) release amounts deposited in an es-  
14 crow account under subparagraph (A) to such  
15 Member of Congress only upon the expiration of  
16 the period described in paragraph (2).

17 (2) PERIOD DESCRIBED.—The period described  
18 in this paragraph is the period that—

19 (A) begins on the 31st consecutive day on  
20 which appropriations and funds are made avail-  
21 able pursuant to section 1311 of title 31,  
22 United States Code (as added by section 2(a));  
23 and

24 (B) ends on the earlier of—

1 (i) the date on which appropriations  
2 and funds are no longer made available  
3 pursuant to section 1311 of such title; or  
4 (ii) the last day of the One Hundred  
5 Sixteenth Congress.

6 (3) WITHHOLDING AND REMITTANCE OF  
7 AMOUNTS FROM PAYMENTS HELD IN ESCROW.—The  
8 payroll administrator of each House of Congress  
9 shall provide for the same withholding and remit-  
10 tance with respect to a payment deposited in an es-  
11 crow account under paragraph (1) that would apply  
12 to the payment if the payment were not subject to  
13 paragraph (1).

14 (4) RELEASE OF AMOUNTS AT END OF THE  
15 CONGRESS.—In order to ensure that this subsection  
16 is carried out in a manner that shall not vary the  
17 compensation of Senators or Representatives in vio-  
18 lation of the twenty-seventh amendment to the Con-  
19 stitution of the United States, the payroll adminis-  
20 trator of a House of Congress shall release for pay-  
21 ment to Members of that House of Congress any  
22 amounts remaining in any escrow account under this  
23 section on the last day of the One Hundred Six-  
24 teenth Congress.

25 (b) SUBSEQUENT CONGRESSES.—

1           (1) REDUCTION IN SALARIES.—If a pay period  
2       occurs during the One Hundred Seventeenth Con-  
3       gress or any succeeding Congress during the period  
4       described in paragraph (2), the payroll administrator  
5       of each House of Congress shall exclude from the  
6       payments otherwise required to be made with re-  
7       spect to that pay period for the compensation of  
8       each Member of Congress who serves in that House  
9       of Congress an amount equal to the product of—

10           (A) the daily rate of pay of the Member  
11       under section 601(a) of the Legislative Reorga-  
12       nization Act of 1946 (2 U.S.C. 4501); and

13           (B) the number of 24-hour periods during  
14       the pay period.

15       (2) PERIOD DESCRIBED.—The period described  
16       in this paragraph is the period that—

17           (A) begins on the 31st consecutive day on  
18       which appropriations and funds are made avail-  
19       able pursuant to section 1311 of title 31,  
20       United States Code (as added by section 2(a));  
21       and

22           (B) ends on the date on which appropria-  
23       tions and funds are no longer made available  
24       pursuant to section 1311 of such title.

1       (c) **ROLE OF SECRETARY OF THE TREASURY.**—The  
2 Secretary of the Treasury shall provide the payroll admin-  
3 istrator of each House of Congress with such assistance  
4 as may be necessary to enable the payroll administrator  
5 to carry out this section.

6       (d) **DEFINITION.**—In this section, the term “payroll  
7 administrator”, with respect to a House of Congress,  
8 means—

9           (1) in the case of the House of Representatives,  
10 the Chief Administrative Officer of the House of  
11 Representatives, or an employee of the Office of the  
12 Chief Administrative Officer who is designated by  
13 the Chief Administrative Officer to carry out this  
14 section; and

15           (2) in the case of the Senate, the Secretary of  
16 the Senate, or an employee of the Office of the Sec-  
17 retary of the Senate who is designated by the Sec-  
18 retary to carry out this section.

19 **SEC. 5. QUORUM CALLS.**

20       On each day on which appropriations and funds are  
21 made available pursuant to section 1311 of title 31,  
22 United States Code (as added by section 2(a)), including  
23 weekends and legal public holidays, each House of Con-  
24 gress shall convene and hold a quorum call of its members.

1   **SEC. 6. MEMBER OF CONGRESS DEFINED.**

2           In this Act, the term “Member of Congress” means  
3   a Senator or a Representative in, or Delegate or Resident  
4   Commissioner to, the Congress